

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)Docket Number (Optional)
KNW-0020 (formerly 1000-008)

First named inventor:	Knowlton	Conf. No	3787
Application No.:	10/626,977	Group Art Unit:	3686
Filed:	July 25, 2003	Examiner:	Najarian, Lena
Title: SYSTEM AND METHODS FOR MEDICAL SERVICES AND TRANSACTIONS			

Commissioner for Patents
Box DAC
Alexandria, VA 22313

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and
- (4) Statement that the entire delay was unintentional/

1. Petition fee

- Small entity – fee \$ _____ (37 CFR 1.17(m))
- Small entity statement enclosed herewith.
- Small entity statement previously filed.
- Other than small entity – fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above noted Office action in the form of
Response to Restriction Requirement (identify type of reply):

- has been filed previously on _____
- is enclosed herewith.

B. The issue fee of \$ _____

- has been paid previously on _____
- is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. Applicant's new attorney received the file after the 6 month date to respond to the restriction requirement, but Applicant intended a response to be filed by the 6 month date. Applicant respectfully submits that the September 25, 2009 Notice of Abandonment was improper because the seven month period for reply had not been reached. According to MPEP 704.13, Applicant is entitled to a two month shortened statutory period for reply, and with the maximum possible extension under 37 C.F.R. §1.136(a)(1), the final deadline for response should be October 17, 2009.

10/16/09

Date


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